

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CARMELO RIVERA	:	CIVIL ACTION
Plaintiff,	:	
	:	
	:	
v.	:	
	:	
	:	
JO ANNE B. BARNHART,	:	
Commissioner of Social Security,	:	
Defendant	:	No. 06-1084

**O R D E R**

AND NOW, this 21<sup>st</sup> day of September , 2006 , upon careful consideration of the Report and Recommendation filed by United States Magistrate Judge Peter B. Scuderi, and upon independent review of the Motions for Summary Judgement filed by the parties, it is hereby ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED.
2. Objections are overruled.
3. Plaintiff's Motion for Summary Judgment is DENIED
4. Defendant's Motion for Summary Judgment is GRANTED.
5. The decision of the Commissioner which denied Supplemental Security Income and Disability Insurance Benefits is AFFIRMED.

BY THE COURT:

/s/ Edmund V. Ludwig  
EDMUND V. LUDWIG, J.